## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

Darrien Goetzendanner	
Petitioner	
	CIVIL ACTION
V.	
	NO. <u>05-cv-11553 JLT</u>
Luis Spencer, Superintendent	<u> </u>
Respondent	
JUDGMENT	
	<u> </u>
Tauro, D. J.	

In accordance with the Court's Endorsement dated <u>January 18, 2006</u>, adopting the Magistrate Judge's Report and Recommendation of <u>December 29, 2005</u>, granting the respondent's Motion to Dismiss, it is hereby ORDERED:

Judgment for the Respondent.

By the Court,

January 18, 2006 Date /s/ Kimberly M. Abaid
Deputy Clerk